

PROPOSED SOUTHLAND WATER AND LAND PLAN

Addendum to the Summary of Decisions Requested Report notified on 30 November 2016

PROVISION ORDER

Addendum notified 11 February 2017

Further submissions on Submissions in Addendum Close 24 February 2017

SUMMARY OF DECISIONS REQUESTED ADDENDUM GUIDELINES

As with all regional and district plan reviews and plan changes, the Resource Management Act 1991 (RMA) requires the council to prepare a report summarising all the decisions requested. The information below outlines how the submissions were summarised and provides guidance on how to navigate the Summary of Decisions Requested (SDR) report.

The report is made up of concise summaries of the decisions requested in submissions. The report is not intended to be a summary of the submissions in their entirety and does not include reasons for the request or other supporting material included in the submissions. The original submission should be referred to if you are seeking to make a further submission, or to fully understand the issues raised by a submitter.

Each submitter has been given a unique number and the submission point is coded against the plan provision, as shown below.

Sub ID & Sub point	Submitter	Provisions	Position	Decision sought
900.5	BLOGGS Joe	Rule 70	Support	Retain.

Sub ID is the submitter identification number (900) and Sub Point is the 'coding' of the submission (5)

The Addendum to the SDR report is made up of two sections. The first section includes omissions from the SDR report (notified Wednesday 30 November 2016). The second section corrects errors identified in the SDR report that changes the intent of what was requested in the original submission.

Many submissions included a request for 'any such consequential amendments' or similar. Such requests have not been included in the summary of decisions requested. The Hearings Panel will be able to consider consequential amendments during the course of the hearings.

Section 1: Omissions from the Summary of Decisions Requested report (notified Wednesday 30 November 2016)

Sub ID & Sub point	Submitter	Provisions	Position	Decision sought
62.25	Beef + Lamb NZ	General – whole plan		Maintain the 50 hectare threshold for smaller properties.
752.339	Southland Fish & Game Council	General – whole plan	Oppose in part	That the plan is amended to ensure that the natural flow patterns of the Regions Rivers, lakes, and wetlands are provided for and protected. This includes minimum flows, core allocations, and hydrological variability. Minimum flows should not exceed 70% of the natural MALF. Core allocations should not exceed 30% of the natural MALF. Supplementary takes shall not cause departure from the natural hydrological regime;
752.340	Southland Fish & Game Council	General - whole plan	Oppose in part	<p>Inclusions of objectives, policies, and methods (including rules) which ensure that land is managed sustainably in order to achieve the freshwater objectives, including the maintenance of water quality and where degraded its improvement over time.</p> <p>Reliance on industry good management practice is not sufficient to ensure that water is used sustainably including its assimilative capacity. Output based standards, such as nitrogen leaching per ha per annum, which is set to achieve environmental outcomes are an essential component of second generation Natural Resource Plans. Failure to adopt regulation which ensures point and non-point source discharges of contaminants from primary productive land uses are managed to environmental limits (output based standards) will result in failure to sustainably manage the land and water resources of the region, and will lead to further declines in the health of freshwater environments and their values;</p>
752.341	Southland Fish & Game Council	General – whole plan	Oppose in part	<p>That in at or under allocated catchments (where numerical water quality or quantity freshwater objectives/ standards/ or limits are met but not exceeded) land use and ancillary discharge activities are regulated to discharge/ leaching standards to ensure that at</p> <p>a minimum the quality and quantity of the water resource is maintained and used efficiently.</p>
752.342	Southland Fish & Game Council	General – whole plan	Oppose in part	That in approaching, at allocation, and in over allocated catchments (where numerical water quality or quantity freshwater objectives, standards, or limits or targets are currently being exceeded), land use and ancillary discharge activities are regulated to discharge/ leaching standards which are set to progressively decline over time to ensure that discharges/ leaching is reduced

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				to meet the receiving water freshwater standards and numerical limits/ targets and achieve the freshwater objectives of the pWLP.
752.343	Southland Fish & Game Council	General – whole plan	Oppose in part	That land use and ancillary discharge activities are regulated to ensure that good environmental management practices are achieved at a minimum.
752.344	Southland Fish & Game Council	General – whole plan	Oppose in part	That nitrogen leaching standards are established and allocated based on the natural capacity of soil such as Land Use Capability or a similar alternative, and that in catchments that are at allocation or over allocated contaminant losses from the farming activity will not increase above grand parented rates. That existing farming activities discharges contaminants in excess of the flexibility cap (allocation based on natural capital or alternative approach) are required to reduce their leaching overtime.
752.345	Southland Fish & Game Council	General – whole plan	Oppose in part	That nitrogen leaching rights are allocated within catchments in such a way that there is equitable allocation of a total catchment nitrogen load to all users/ activities who may wish to use the available resource;
752.346	Southland Fish & Game Council	General – whole plan	Oppose in part	That a nutrient transfer or trading regime is established where catchment caps have been established to enable nitrogen leaching reductions to be achieved at least cost and to enable maximum flexibility of resource use to enable economic benefits to be maximised from the available resource;
752.347	Southland Fish & Game Council	Rules - General	Oppose in part	That land use and ancillary discharge activity rules are holistic.
752.348	Southland Fish & Game Council	Rules - General	Oppose in part	That land use and ancillary discharge activity rules meet the requirements of s70 of the RMA, and relevant planning considerations.
62.26	Beef + Lamb NZ	Rules - General	Oppose in part	Align all consent requirements, thresholds and timings with Farm Environment Plan development to ensure the focus is on outcomes and planning efficiency.
467.8	Lawrence Farms Ltd (Gavin Paul Lawrence)	Rule 23	Oppose	Base on farm size and science, for example if the intensive winter grazing effects are minimal, why restrict the area at all.
390.30	Horticulture NZ	Rule 25	Oppose	Amend Rule 25 b) as follows: The use of land for cultivation <u>and associated sediment control mechanism</u> , that does not meet the setback distances of Rule 25(a)(i), is a permitted activity provided the following conditions are met:

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				<p>(i) cultivation does not take place within the bed of a lake, river, natural wetland, modified watercourse or artificial watercourse and a distance of 3 metres from the outer edge of the bed; and</p> <p><u>EITHER</u></p> <p>(ii) cultivation does not take place more than once in any five year period; and</p> <p>(iii) cultivation is for the purpose of renewing or establishing pasture; and</p> <p>(iv) cultivation does not occur above 700 metres above mean sea level.</p> <p><u>OR</u></p> <p><u>v) the cultivation is undertaken in accordance with the 'Erosion and Sediment Control Guidelines for vegetable production (Horticulture NZ 2014)'</u></p>
752.349	Southland Fish & Game Council	New rule	Oppose in part	<p>Water use that is deemed essential and as such allowed to continue beyond water allocation limits is still required to meet the requirements of s14(b) RMA "<i>and the taking or use does not, or is not likely to, have an adverse effect on the environment</i>".</p> <p>Amend the appropriate provisions to include this requirement.</p>
752.350	Southland Fish & Game Council	New appendix	Oppose in part	<p>Include a new Appendix which establishes Freshwater Objectives which recognise and provide for the regions trout fishery and spawning values.</p>

Section 2: Errors identified in the Summary of Decisions Requested report (notified Wednesday 30 November 2016)

Sub ID & Sub point	Submitter	Provisions	Position	Decision sought
390.22	Horticulture NZ	Rule 6	Oppose in part	<p>Amend Rule 6 to a discretionary activity.</p> <p>[Note: The SODR incorrectly stated "amend Rule 6 to a <u>Restricted</u> Discretionary activity]</p>
205.27	Dillon Ag Ltd (Chris Dillon)	Rule 23	Oppose	<ul style="list-style-type: none"> Remove 'Landholding' from the plan and replace with "Title". Remove hectare limits. GMP in farming. GMP should include stock class. Cows should not be wintered on heavy soils.

				<ul style="list-style-type: none"> • Forage oats and regrowth crops should be left out of wintering. <p>[Note: The SODR incorrectly stated that cows <u>should</u> be wintered on heavy soils]</p>
206.27	Dillon Ag Ltd (Rochelle Dillon)	Rule 23	Oppose	<ul style="list-style-type: none"> • Remove ‘Landholding’ from the plan and replace with ‘Title’. Remove hectare limits. • GMP in farming. GMP should include stock class. Cows should not be wintered on heavy soils. • Forage oats and regrowth crops should be left out of wintering. <p>[Note: The SODR incorrectly stated that cows <u>should</u> be wintered on heavy soils]</p>
646.7	Progress Valley Farms Ltd	Rule 44	Support	<p>Offal pits, often also used as rubbish holes, should not be located within 300m of a dwelling on an adjacent property or 100m of a boundary.</p> <p>[Note: The SODR incorrectly stated: “Offal pits, often also used as rubbish holes, <u>should</u> be located within 300m of a dwelling on an adjacent property or 100m of a boundary.”]</p>